

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – A.P.Port Department – Damage occurred to RCC Wharf Wall in the New Port Area of Kakinada Port – Loss of Revenue due to collection of hire charges of floating crafts in Kakinada Port at old rates - Fixing up of responsibility – Disciplinary action initiated against Capt B.Satyanarayana, the then Port Officer (now retired) and Sri P.Seshagiri Rao, the then Harbour Craft Superintendent (now retired) – Departmental Enquiry conducted – Further action dropped – Orders – Issued.

INFRASTRUCTURE & INVESTMENT (P.II) DEPARTMENT

G.O.Rt.No. 264

Dated:27-11-2013.
Read the following:-

1. From the Commissioner, Ports & Director of Ports, Kakinada, Proceedings Rc.No.3423/B1/95, Dated 22-07-1998.
2. G.O.Rt.No.721, TR&B (Ser.I) Department, Dated 03-07-2002.
3. From the Commissioner of Inquiries, General Administration (COI) Deptt., Letter.No.116/COI/RCS/02-10, Dated 26-08-2003.
4. Government Memo.No.18789/Ser.I-I/97-7, TR&B Dept., Dated 16-10-2003.
5. G.O.Rt.No.621, TR&B (Vig.I-2) Department, Dated 06-08-2004
6. G.O.Rt.No.622, TR&B (Vig.I-2) Department, Dated 06-08-2004
7. G.O.Rt.No.591, TR&B (Vig.I-2), Department, Dated 18-05-2007.
8. From Capt B.Satyanarayana, Port Officer (Retired) explanation, dated 05-12-2003 and from Sri P.Seshagiri Rao, Harbour Crafts Superintendent explanation, dated 02-07-2004.

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ORDER

It was brought to the notice of the Government that Damage was occurred to the RCC Wharf Wall in the New Port Area of Kakinada Port on 01-06-1996.

2. Article of Charges have been framed by the Commissioner, Ports & Director of Ports, Kakinada against the following Port Officials who are responsible for the collapse of Wharf Wall in New Port, Kakinada Under rule 20 of A.P.C.S.(CCA) Rules, 1991 vide reference 1st read above.

S/Sri.

1. Capt.K.Subrahmanyam, Port Officer, Kakinada.
2. Capt.B.Satyanarayana, Port Officer, Machilipatnam (now retd.)
3. P.V.B.Radhakrishna Murthy, E.E. (Marine), Kakinada
4. P.Seshagiri Rao, Harbour Crafts Superintendent, Port Office, Kakinada.
5. G.Suryanarayana Murthy, P.A. to Director of Ports, Kakinada.
6. Ch.S.S.Satyanarayana Murthy, Port Conservator and
7. S.G.Mutahar, Senior Asst. O/o Director of Ports, Kakinada.

3. As they denied the charges, Government have entrusted the case to the Commissioner of Inquiries for conducting common departmental enquiry by appointing Sri R.C.Samal, IAS, Commissioner of Inquiries as Inquiring Authority to enquire into the charges framed against all the (7) Charged Officers vide reference 2nd read above.

4. The Inquiring Authority has submitted Inquiry report vide reference 3rd read above. After examining the findings of the Inquiring Authority, the following punishments/penalties were inflicted against the following officials vide reference 5th & 6th cited.

Sri P.V.B.Radhakrishna Murthy, E.E (Marine) – stoppage of two increments without cumulative effect.

Sri Ch.S.S.Satyanarayana Murthy, Port Conservator – stoppage of one increment without cumulative effect.

5. The case of Sri K.Subrahmanyam, Port Officer (Retd), Kakinada has been re-examined in view of observations and records available and further action was dropped against him vide reference 7th read above.

(P.t.o)

6. In the Memo 4th read above, further action against the following officials/staff has been dropped in the case of Damage occurred to RCC Wharf Wall as the charges are not substantiated in the inquiry :-

1. Capt.B.Satyanarayana, Port Officer (now Retired)
2. Sri.G.Suryanaranayana Murthy, P.A. to Director of Ports.
3. Sri.S.G.Mutahar, Superintendent, O/o the Director of Ports.

7. In the instant case of loss of revenue in collection of hire charges of floating crafts at old rates in Kakinada Port, Government accepted the findings of Inquiry Authority based on the records available, and have provisionally decided to impose a penalty of 5% cut in pension in respect of Capt B.Satyanarayana, Port Officer (Retired). Accordingly, show-cause notice, duly communicating the copy of the inquiry report were served to the A.O, calling for his explanation thereon.

8. In both the cases of damage occurred to RCC Wharf Wall and loss of revenue in collection of hire charges of floating crafts at old rates in Kakinada Port, Sri P.Seshagiri Rao, Harbour Crafts Superintendent (Retired) is one of the Charged Officer and a provisional decision of imposition of penalty of 5% cut in pension permanently has been taken as punishment. Accordingly, show-cause notice, duly communicating the copy of the inquiry report were served to the A.O, calling for his explanation thereon.

9. Accordingly both the charged officers i.e. Capt B.Satyanarayana, Port Officer (Retired), and Sri P.Seshagiri Rao, Harbour Craft Superintendent (Retired) have submitted their explanations vide reference 8th read above.

10. Government after careful examination of the entire matter and taking into consideration of the explanations of both the Charged Officers in the above cases have observed that the issue pertains to the year 1994 and 1996. Further both the delinquents Sri P.Seshagiri Rao, Harbour Craft Superintendent (Retired) and Capt B.Satyanarayana, Port Officer (Retired) retired from service on 31-08-1999 and 30-09-2002 respectively, and it appears that there is only procedural deviation and the act does not appear to be intentional. Since both the employees retired more than 10 years back, taking a lenient view on humanitarian grounds, Government hereby decided that further action against both the delinquents be dropped.

11. Accordingly, further action against Sri P.Seshagiri Rao, Harbour Craft Superintendent (Retired) and Capt B.Satyanarayana, Port Officer (Retired) is hereby dropped.

12. The Director of Ports, Kakinada is requested to take necessary action in respect of release of arrears due to the individuals if any as per rules and inform the Government for record.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.T.KRISHNA BABU
SECRETARY TO GOVERNMENT

To

The Individuals through the Director of Ports, Kakinada
The Director of Ports, Kakinada.

Copy to

The Secretary, APPSC, Hyderabad.
Secretary to the Vigilance Commission, APVC, Hyderabad
PS to Secretary to Government
PS to Spl.Secretary to Government
Sf/Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER